

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Terminal Disclaimer Transmittal

Applicant: Miller, *et al.*

Docket No.: RO999-057

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Serial No.: 09/421,585

Group Art Unit: 2126

Filed: 10/20/99

Examiner: OPIE, GEORGE L.

JUL 05 2005

TITLE: APPARATUS AND METHOD FOR PASSIVELY MONITORING LIVENESS
OF JOBS IN A CLUSTERED COMPUTING ENVIRONMENTCommissioner for Patents
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Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a Terminal Disclaimer in the above-identified Application.

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☒ Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

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Derek P. Martin
Registration No.: 36,595I HEREBY CERTIFY THAT, ON THE DATE SHOWN BELOW, THIS CORRESPONDENCE IS BEING TRANSMITTED VIA
FAX TO (703) 872-9306.

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PTO/SB/26 (09-04)

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Docket Number (Optional)
R0999-057

In re Application of: **Miller et al.**Application No.: **09/421,585**Filed: **10/20/99**

**For: APPARATUS AND METHOD FOR PASSIVELY MONITORING LIVENESS OF JOBS
IN A CLUSTERED COMPUTING ENVIRONMENT**

The owner, **IBM Corp.**, of **100** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. **6,625,639** as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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has all claims canceled by a reexamination certificate;

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. **36,595**



Signature

07/05/05
Date

Derek P. Martin

Typed or printed name

417-358-4700
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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